

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

GOETZ ENERGY CORP.,

Plaintiff

v.

Civil Action No. 16-cv-00445

**ORDER**

LAND AIR EXPRESS OF  
NEW ENGLAND, LTD., and  
NORTHEAST FREIGHTWAYS, INC.,

Hon. Lawrence J. Vilardo

Defendants.

The defendant, NORTHEAST FREIGHTWAYS, INC., having duly moved for an Order, pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure, seeking dismissal of the plaintiff's Complaint for lack of personal jurisdiction, along with such other relief as is necessary and just,

NOW, upon reading and filing the Notice of Motion and supporting Memorandum of Law of Joseph J. Manna, Esq., dated July 11, 2016, with the Declaration of Phillip J. Palker, attached thereto, and the Reply Memorandum of Law of Joseph J. Manna, Esq., dated August 22, 2016, all in support of the Motion; and the Affidavit of Robert P. Goodwin, Esq., sworn to on the 1<sup>st</sup> day of August, 2016, with exhibits attached thereto and accompanying Memorandum of Law, all submitted in opposition to the Motion; and upon hearing Sheehan Phinney Bass & Green, PA, (Michael J. Lambert, Esq., of counsel) in support of the Motion of the defendant, NORTHEAST FREIGHTWAYS, INC., and the Law Offices of Walsh, Roberts & Grace (Robert P. Goodwin, Esq., of counsel) in opposition



thereto, and due deliberation having been had thereon and the Court having rendered its Decision on October 5, 2016;

NOW, upon Motion of Sheehan Phinney Bass & Green, PA, attorneys for the defendant, NORTHEAST FREIGHTWAYS, INC., it is hereby,

ORDERED, that the Motion of the defendant, NORTHEAST FREIGHTWAYS, INC., is hereby, DENIED.



Hon. Lawrence J. Vilardo, U.S.D.C.J.  
10-21-14

ENTER: